UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION

FUSION ELITE ALL STARS, et al.,

Plaintiffs,

v.

VARSITY BRANDS, LLC, et al.,

Defendants.

Case No. 2:20-cv-02600-SHL-tmp JURY TRIAL DEMANDED

Related Cases: Case No. 2:20-cv-02892 Case No. 2:20-cv-2782-SHL-tmp

CERTIFICATION PURSUANT TO LR 7.2(a)(1)(B)

In compliance with LR 7.2(a)(1)(B), it is hereby certified that Plaintiffs' Counsel, Eric L. Cramer, has consulted with Steve Kaiser and Nicole Riccio regarding the foregoing issues, but are unable to reach an accord.

Respectfully submitted,

By: /s/ J. Gerard Stranch, IV
J. Gerard Stranch, IV (TN BPR #23045)
Benjamin A. Gastel (TN BPR #28699)
BRANSTETTER, STRANCH

& JENNINGS, PLLC 223 Rosa Parks Ave. Suite 200

Nashville, TN 37203
Telephone: (615) 254-8801
gerards@bsjfirm.com
beng@bsjfirm.com

Liaison Counsel for the Proposed Direct Purchaser Class

Gregory S. Asciolla*
Karin E. Garvey*
Veronica Bosco* **DICELLO LEVITT LLC**485 Lexington Ave., 10th Fl.

New York, NY 10017 Telephone: (646) 933-1000 gasciolla@dicellolevitt.com kgarvey@dicellolevitt.com vbosco@dicellolevitt.com

Jonathan W. Cuneo* Victoria Sims* **CUNEO GILBERT & LADUCA, LLP**

4725 Wisconsin Avenue NW, Suite 200 Washington, DC 20016 Telephone: (202) 789-3960 jonc@cuneolaw.com vicky@cuneolaw.com

H. Laddie Montague, Jr.* Eric L. Cramer* Mark R. Suter* **BERGER MONTAGUE PC** 1818 Market Street, Suite 3600

Philadelphia, PA 19106 Telephone: (215) 875-3000 hlmontague@bm.net ecramer@bm.net msuter@bm.net

Interim Co-Lead Counsel for the Proposed Direct Purchaser Class

Benjamin D. Elga*

JUSTICE CATALYST LAW, INC.

81 Prospect Street Brooklyn, NY 11201 Telephone: (518) 732-6703 belga@justicecatalyst.org

Roberta D. Liebenberg* Jeffrey S. Istvan* Mary L. Russell*

FINE KAPLAN AND BLACK, R.P.C.

One South Broad St., 23rd Floor Philadelphia, PA 19107 Telephone: (215) 567-6565 rliebenberg@finekaplan.com jistvan@finekaplan.com mrussell@finekaplan.com

Nathan A. Bicks (TN BPR #10903)
Sarah E. Stuart (TN BPR #035329)
Aubrey B. Harwell, Jr. (TN BPR #002559)
Charles Barrett (TN BPR #020627)
Aubrey B. Harwell III (TN BPR #017394)
NEAL & HARWELL, PLC
1201 Demonbreun St., Suite 1000
Nashville, TN 37203
Telephone: (615) 244-1713
aharwell@nealharwell.com
cbarrett@nealharwell.com
tharwell@nealharwell.com
*Admitted pro hac vice

Counsel for the Proposed Direct Purchaser Class

CERTIFICATE OF SERVICE

The undersigned certifies the foregoing document was filed with the Court's Case Management/Electronic Case Filing System, this 21st day of December, 2022, and served upon the following:

George S. Cary
Steven J. Kaiser
Linden Bernhardt
CLEARY GOTTLIEB STEEN
& HAMILTON LLP
2112 Pennsylvania Avenue

NW Washington, DC 20037 gcary@cgsh.com skaiser@cgsh.com lbernhardt@cgsh.com

Heather Nyong'o Jennifer K. Park CLEARY GOTTLIEB STEEN & HAMILTON LLP

1841 Page Mill Road Palo Alto, CA 94304 hnyongo@cgsh.com jpark@cgsh.com

Matthew S. Mulqueen Adam S. Baldridge BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ

165 Madison Avenue, Suite 2000 Memphis, TN 38103

Phone: (901) 526-2000 Fax: (901) 577-0866

mmulqueen@bakerdonelson.com abaldridge@bakerdonelson.com

Attorneys for Defendants Varsity Brands, LLC; Varsity Spirit Fashions & Supplies; and Varsity Spirit LLC

> /s/ J. Gerard Stranch, IV J. Gerard Stranch, IV (TN BPR #23045)